



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3482

Introduced 2/24/2011, by Rep. Joe Sosnowski

SYNOPSIS AS INTRODUCED:

See Index

Amends the Property Tax Code. Provides that beginning July 1, 2011, supervisors of assessments in counties with a population under 150,000 shall receive a full stipend amount, supervisors of assessments in counties with a population of 150,000 or more but less than 400,000 shall receive 50% of that amount, and supervisors of assessments in counties with a population of 400,000 or more shall receive no stipend. Amends the Counties Code. Provides that beginning July 1, 2011, county treasurers, coroners, recorders, auditors, and sheriffs in counties with a population under 150,000 shall receive a full stipend amount, county treasurers, coroners, recorders, auditors, and sheriffs in counties with a population of 150,000 or more but less than 400,000 shall receive 50% of that amount, and county treasurers, coroners, recorders, auditors, and sheriffs in counties with a population of 400,000 or more shall receive no stipend. Further provides that beginning July 1, 2011, the Cook County sheriff and recorder shall receive no stipend. Amends the Clerks of the Courts Act. Provides that beginning July 1, 2011, Clerks of the Circuit Court in counties with a population under 150,000 shall receive a full stipend amount, Clerks of the Circuit Court in counties with a population of 150,000 or more but less than 400,000 shall receive 50% of that amount, and Clerks of the Circuit Court in counties with a population of 400,000 or more shall receive no stipend. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB097 08921 KMW 49053 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Property Tax Code is amended by changing
5 Section 3-40 as follows:

6 (35 ILCS 200/3-40)

7 Sec. 3-40. Compensation of supervisors of assessments.

8 (a) A supervisor of assessments shall receive annual
9 compensation in an amount fixed by the county board subject to
10 the following minimum amounts:

11 In counties with less than 14,000 inhabitants, not less
12 than \$7,500;

13 In counties with 14,000 or more but less than 30,000
14 inhabitants, not less than \$8,000;

15 In counties with 30,000 or more but less than 60,000
16 inhabitants, not less than \$9,000;

17 In counties with 60,000 or more but less than 100,000
18 inhabitants, not less than \$10,000;

19 In counties with 100,000 or more but less than 200,000
20 inhabitants, not less than \$11,500;

21 In counties with 200,000 or more but less than 300,000
22 inhabitants, not less than \$13,000;

23 In counties with 300,000 or more but less than

1 1,000,000 inhabitants, not less than \$15,000.

2 For purposes of this subsection, the number of inhabitants
3 shall be determined by the latest Federal decennial or special
4 census of the county.

5 (b) Elected supervisors of assessments who began a term of
6 office before December 1, 1990 shall be compensated at the rate
7 of their base salary. "Base salary" is the compensation paid
8 for their position before July 1, 1989.

9 (c) Elected supervisors of assessments beginning a term of
10 office on or after December 1, 1990 shall, beginning December
11 1, 1993, receive their base salary plus at least 12% of base
12 salary.

13 Any supervisor of assessments who has been presented a
14 Certified Assessing Evaluator Certificate by the International
15 Association of Assessing Officers shall receive an additional
16 compensation of \$500 per year to be paid out of funds
17 appropriated to the Department. Beginning July 1, 2011,
18 supervisors of assessments in counties with a population under
19 150,000 shall receive a full stipend amount, supervisors of
20 assessments in counties with a population of 150,000 or more
21 but less than 400,000 shall receive 50% of that amount, and
22 supervisors of assessments in counties with a population of
23 400,000 or more shall receive no stipend.

24 The salary set by the county board shall be paid in equal
25 monthly installments out of the treasury of the county in which
26 he or she is appointed or elected. If the Department has

1 determined that the total assessed value of property in a
2 county, as equalized by the supervisor of assessments under
3 Section 9-210, is between 31 1/3% and 35 1/3% of the total fair
4 cash value of property in the county, the State of Illinois
5 shall reimburse the county monthly from the State treasury 50%
6 of the amount of salary the county paid to the officer for the
7 preceding month.

8 The county board shall provide necessary office space for
9 the officer and pay all necessary expenses of the office out of
10 the county treasury.

11 Each supervisor of assessments may, with the advice and
12 consent of the county board, appoint necessary deputies and
13 clerks, their compensation to be fixed by the county board and
14 paid by the county.

15 (Source: P.A. 86-482; 86-1475; 88-455.)

16 Section 10. The Counties Code is amended by changing
17 Sections 3-10007, 4-6001, 4-6002, 4-6003, and 4-8002 as
18 follows:

19 (55 ILCS 5/3-10007) (from Ch. 34, par. 3-10007)

20 Sec. 3-10007. Annual stipend. In addition to all other
21 compensation provided by law, every elected county treasurer,
22 for additional duties mandated by State law, shall receive an
23 annual stipend of (i) \$5,000 if his or her term begins before
24 December 1, 1998, (ii) \$5,500 after December 1, 1998 and \$6,500

1 after December 1, 1999 if his or her term begins on or after
2 December 1, 1998 but before December 1, 2000, and (iii) \$6,500
3 if his or her term begins December 1, 2000 or thereafter, to be
4 annually appropriated from the General Revenue Fund by the
5 General Assembly to the Department of Revenue which shall
6 distribute the awards in annual lump sum payments to every
7 elected county treasurer. However, beginning July 1, 2011,
8 treasurers in counties with a population under 150,000 shall
9 receive a full stipend amount, treasurers in counties with a
10 population of 150,000 or more but less than 400,000 shall
11 receive 50% of that amount, and treasurers in counties with a
12 population of 400,000 or more shall receive no stipend. This
13 annual stipend shall not affect any other compensation provided
14 by law to be paid to elected county treasurers. No county board
15 may reduce or otherwise impair the compensation payable from
16 county funds to an elected county treasurer if such reduction
17 or impairment is the result of his receiving an annual stipend
18 under this Section.

19 (Source: P.A. 90-713, eff. 12-1-98.)

20 (55 ILCS 5/4-6001) (from Ch. 34, par. 4-6001)

21 Sec. 4-6001. Officers in counties of less than 2,000,000.

22 (a) In all counties of less than 2,000,000 inhabitants, the
23 compensation of Coroners, County Treasurers, County Clerks,
24 Recorders and Auditors shall be determined under this Section.
25 The County Board in those counties shall fix the amount of the

1 necessary clerk hire, stationery, fuel and other expenses of
2 those officers. The compensation of those officers shall be
3 separate from the necessary clerk hire, stationery, fuel and
4 other expenses, and such compensation (except for coroners in
5 those counties with less than 2,000,000 population in which the
6 coroner's compensation is set in accordance with Section
7 4-6002) shall be fixed within the following limits:

8 To each such officer in counties containing less than
9 14,000 inhabitants, not less than \$13,500 per annum.

10 To each such officer in counties containing 14,000 or more
11 inhabitants, but less than 30,000 inhabitants, not less than
12 \$14,500 per annum.

13 To each such officer in counties containing 30,000 or more
14 inhabitants but less than 60,000 inhabitants, not less than
15 \$15,000 per annum.

16 To each such officer in counties containing 60,000 or more
17 inhabitants but less than 100,000 inhabitants, not less than
18 \$15,000 per annum.

19 To each such officer in counties containing 100,000 or more
20 inhabitants but less than 200,000 inhabitants, not less than
21 \$16,500 per annum.

22 To each such officer in counties containing 200,000 or more
23 inhabitants but less than 300,000 inhabitants, not less than
24 \$18,000 per annum.

25 To each such officer in counties containing 300,000 or more
26 inhabitants but less than 2,000,000 inhabitants, not less than

1 \$20,000 per annum.

2 (b) Those officers beginning a term of office before
3 December 1, 1990 shall be compensated at the rate of their base
4 salary. "Base salary" is the compensation paid for each of
5 those offices, respectively, before July 1, 1989.

6 (c) Those officers beginning a term of office on or after
7 December 1, 1990 shall be compensated as follows:

8 (1) Beginning December 1, 1990, base salary plus at
9 least 3% of base salary.

10 (2) Beginning December 1, 1991, base salary plus at
11 least 6% of base salary.

12 (3) Beginning December 1, 1992, base salary plus at
13 least 9% of base salary.

14 (4) Beginning December 1, 1993, base salary plus at
15 least 12% of base salary.

16 (d) In addition to but separate and apart from the
17 compensation provided in this Section, the county clerk of each
18 county, the recorder of each county, and the chief clerk of
19 each county board of election commissioners shall receive an
20 award as follows:

21 (1) \$4,500 per year after January 1, 1998;

22 (2) \$5,500 per year after January 1, 1999; and

23 (3) \$6,500 per year after January 1, 2000.

24 The total amount required for such awards each year shall be
25 appropriated by the General Assembly to the State Board of
26 Elections which shall distribute the awards in annual lump sum

1 payments to the several county clerks, recorders, and chief
2 election clerks. Beginning December 1, 1990, this annual award,
3 and any other award or stipend paid out of State funds to
4 county officers, shall not affect any other compensation
5 provided by law to be paid to county officers. However,
6 beginning July 1, 2011, county officers in counties with a
7 population under 150,000 shall receive a full stipend amount,
8 county officers in counties with a population of 150,000 or
9 more but less than 400,000 shall receive 50% of that amount,
10 and county officers in counties with a population of 400,000 or
11 more shall receive no stipend.

12 (e) Beginning December 1, 1990, no county board may reduce
13 or otherwise impair the compensation payable from county funds
14 to a county officer if the reduction or impairment is the
15 result of the county officer receiving an award or stipend
16 payable from State funds.

17 (f) The compensation, necessary clerk hire, stationery,
18 fuel and other expenses of the county auditor, as fixed by the
19 county board, shall be paid by the county.

20 (g) The population of all counties for the purpose of
21 fixing compensation, as herein provided, shall be based upon
22 the last Federal census immediately previous to the election of
23 the officer in question in each county.

24 (h) With respect to an auditor who takes office on or after
25 the effective date of this amendatory Act of the 95th General
26 Assembly, the auditor shall receive an annual stipend of \$6,500

1 per year. The General Assembly shall appropriate the total
2 amount required for the stipend each year to the Department of
3 Revenue, and the Department of Revenue shall distribute the
4 awards in an annual lump sum payment to each county auditor.
5 The stipend shall be in addition to, but separate and apart
6 from, the compensation provided in this Section. However,
7 beginning July 1, 2011, county auditors in counties with a
8 population under 150,000 shall receive a full stipend amount,
9 county auditors in counties with a population of 150,000 or
10 more but less than 400,000 shall receive 50% of that amount,
11 and county auditors in counties with a population of 400,000 or
12 more shall receive no stipend. No county board may reduce or
13 otherwise impair the compensation payable from county funds to
14 the auditor if the reduction or impairment is the result of the
15 auditor receiving an award or stipend pursuant to this
16 subsection.

17 (Source: P.A. 95-782, eff. 8-5-08.)

18 (55 ILCS 5/4-6002) (from Ch. 34, par. 4-6002)

19 Sec. 4-6002. Coroners in counties of less than 2,000,000.

20 (a) The County Board, in all counties of less than
21 2,000,000 inhabitants, shall fix the compensation of Coroners
22 within the limitations fixed by this Division, and shall
23 appropriate for their necessary clerk hire, stationery, fuel,
24 supplies, and other expenses. The compensation of the Coroner
25 shall be fixed separately from his necessary clerk hire,

1 stationery, fuel and other expenses, and such compensation
2 shall be fixed within the following limits:

3 To each Coroner in counties containing less than 5,000
4 inhabitants, not less than \$4,500 per annum.

5 To each Coroner in counties containing 5,000 or more
6 inhabitants but less than 14,000 inhabitants, not less than
7 \$6,000 per annum.

8 To each Coroner in counties containing 14,000 or more
9 inhabitants, but less than 30,000 inhabitants, not less than
10 \$9,000 per annum.

11 To each Coroner in counties containing 30,000 or more
12 inhabitants, but less than 60,000 inhabitants, not less than
13 \$14,000 per annum.

14 To each Coroner in counties containing 60,000 or more
15 inhabitants, but less than 100,000 inhabitants, not less than
16 \$15,000 per annum.

17 To each Coroner in counties containing 100,000 or more
18 inhabitants, but less than 200,000 inhabitants, not less than
19 \$16,500 per annum.

20 To each Coroner in counties containing 200,000 or more
21 inhabitants, but less than 300,000 inhabitants, not less than
22 \$18,000 per annum.

23 To each Coroner in counties containing 300,000 or more
24 inhabitants, but less than 2,000,000 inhabitants, not less than
25 \$20,000 per annum.

26 The population of all counties for the purpose of fixing

1 compensation, as herein provided, shall be based upon the last
2 Federal census immediately previous to the election of the
3 Coroner in question in each county. This Section does not apply
4 to a county which has abolished the elective office of coroner.

5 (b) Those coroners beginning a term of office on or after
6 December 1, 1990 shall be compensated as follows:

7 (1) Beginning December 1, 1990, base salary plus at
8 least 3% of base salary.

9 (2) Beginning December 1, 1991, base salary plus at
10 least 6% of base salary.

11 (3) Beginning December 1, 1992, base salary plus at
12 least 9% of base salary.

13 (4) Beginning December 1, 1993, base salary plus at
14 least 12% of base salary.

15 "Base salary", as used in this subsection (b), means the
16 salary in effect before July 1, 1989.

17 (c) In addition to, but separate and apart from, the
18 compensation provided in this Section, the coroner of each
19 county shall receive an annual stipend of \$6,500 to be paid by
20 the State if his or her term begins on or after December 1,
21 2000. However, beginning July 1, 2011, coroners in counties
22 with a population under 150,000 shall receive a full stipend
23 amount, coroners in counties with a population of 150,000 or
24 more but less than 400,000 shall receive 50% of that amount,
25 and coroners in counties with a population of 400,000 or more
26 shall receive no stipend.

1 (Source: P.A. 91-908, eff. 7-7-00.)

2 (55 ILCS 5/4-6003) (from Ch. 34, par. 4-6003)

3 Sec. 4-6003. Compensation of sheriffs for certain expenses
4 in counties of less than 2,000,000.

5 (a) The County Board, in all counties of less than
6 2,000,000 inhabitants, shall fix the compensation of sheriffs,
7 with the amount of their necessary clerk hire, stationery, fuel
8 and other expenses. The county shall supply the sheriff with
9 all necessary uniforms, guns and ammunition. The compensation
10 of each such officer shall be fixed separately from his
11 necessary clerk hire, stationery, fuel and other expenses.
12 Beginning immediately, no county with a population under
13 2,000,000 may reduce the rate of compensation of its sheriff
14 below the rate of compensation that it was actually paying to
15 its sheriff on January 1, 2002 or the effective date of this
16 amendatory Act of the 92nd General Assembly, whichever is
17 greater.

18 (b) In addition to the requirement of subsection (a), the
19 rate of compensation payable to the sheriff by the county shall
20 not be less than the following:

21 To each such sheriff in counties containing less than
22 10,000 inhabitants, not less than \$27,000 per annum.

23 To each such sheriff in counties containing 10,000 or more
24 inhabitants but less than 20,000 inhabitants, not less than
25 \$31,000 per annum.

1 To each such sheriff in counties containing 20,000 or more
2 inhabitants but less than 30,000 inhabitants, not less than
3 \$34,000 per annum.

4 To each such sheriff in counties containing 30,000 or more
5 inhabitants but less than 60,000 inhabitants, not less than
6 \$37,000 per annum.

7 To each such sheriff in counties containing 60,000 or more
8 inhabitants but less than 100,000 inhabitants, not less than
9 \$40,000 per annum.

10 To each such sheriff in counties containing 100,000 or more
11 inhabitants but less than 2,000,000 inhabitants, not less than
12 \$43,000 per annum.

13 The population of each county for the purpose of fixing
14 compensation as herein provided, shall be based upon the last
15 federal census immediately previous to the election of the
16 sheriff in question in such county.

17 (c) (Blank).

18 (d) In addition to the salary provided for in subsections
19 (a), (b), and (c), beginning December 1, 1998, each sheriff,
20 for his or her additional duties imposed by other statutes or
21 laws, shall receive an annual stipend to be paid by the State
22 in the amount of \$6,500. However, beginning July 1, 2011,
23 sheriffs in counties with a population under 150,000 shall
24 receive a full stipend amount, sheriffs in counties with a
25 population of 150,000 or more but less than 400,000 shall
26 receive 50% of that amount, and sheriffs in counties with a

1 population of 400,000 or more shall receive no stipend.

2 (e) No county board may reduce or otherwise impair the
3 compensation payable from county funds to a sheriff if the
4 reduction or impairment is the result of the sheriff receiving
5 an award or stipend payable from State funds.

6 (Source: P.A. 92-616, eff. 7-8-02.)

7 (55 ILCS 5/4-8002) (from Ch. 34, par. 4-8002)

8 Sec. 4-8002. Additional compensation of sheriff and
9 recorder.

10 (a) In addition to any salary otherwise provided by law,
11 beginning December 1, 1998, the sheriff of Cook County for his
12 or her additional duties imposed by other statutes or laws
13 shall receive an annual stipend to be paid by the State in the
14 amount of \$6,500. However, beginning July 1, 2011, the sheriff
15 of Cook County shall receive no stipend. The county board shall
16 not reduce or otherwise impair the compensation payable from
17 county funds to the sheriff if the reduction or impairment is
18 the result of the sheriff receiving a stipend payable from
19 State funds.

20 (b) In addition to any salary otherwise provided by law,
21 beginning December 1, 2000, the recorder of deeds of Cook
22 County for his or her additional duties imposed by law shall
23 receive an annual stipend to be paid by the State in an amount
24 equal to the stipend paid to each recorder in other counties
25 under subsection (d) of Section 4-6001 of this Code. However,

1 beginning July 1, 2011, the recorder of deeds of Cook County
 2 shall receive no stipend. The county board may not reduce or
 3 otherwise impair the compensation payable from county funds to
 4 the recorder of deeds if the reduction or impairment is the
 5 result of the recorder of deeds receiving a stipend payable
 6 from State funds.

7 (Source: P.A. 90-713, eff. 12-1-98; 91-908, eff. 7-7-00.)

8 Section 15. The Clerks of Courts Act is amended by changing
 9 Section 27.3 as follows:

10 (705 ILCS 105/27.3) (from Ch. 25, par. 27.3)

11 Sec. 27.3. Compensation.

12 (a) The county board shall provide the compensation of
 13 Clerks of the Circuit Court, and the amount necessary for clerk
 14 hire, stationery, fuel and other expenses. Beginning December
 15 1, 1989, the compensation per annum for Clerks of the Circuit
 16 Court shall be as follows:

17 In counties where the population is:

18	Less than 14,000	at least \$13,500
19	14,001-30,000	at least \$14,500
20	30,001-60,000	at least \$15,000
21	60,001-100,000	at least \$15,000
22	100,001-200,000	at least \$16,500
23	200,001-300,000	at least \$18,000
24	300,001- 3,000,000	at least \$20,000

1 Over 3,000,000 at least \$55,000

2 (b) In counties in which the population is 3,000,000 or
3 less, "base salary" is the compensation paid for each Clerk of
4 the Circuit Court, respectively, before July 1, 1989.

5 (c) The Clerks of the Circuit Court, in counties in which
6 the population is 3,000,000 or less, shall be compensated as
7 follows:

8 (1) Beginning December 1, 1989, base salary plus at
9 least 3% of base salary.

10 (2) Beginning December 1, 1990, base salary plus at
11 least 6% of base salary.

12 (3) Beginning December 1, 1991, base salary plus at
13 least 9% of base salary.

14 (4) Beginning December 1, 1992, base salary plus at
15 least 12% of base salary.

16 (d) In addition to the compensation provided by the county
17 board, each Clerk of the Circuit Court shall receive an award
18 from the State for the additional duties imposed by Sections
19 5-9-1 and 5-9-1.2 of the Unified Code of Corrections, Section
20 10 of the Violent Crime Victims Assistance Act, Section 16-104a
21 of the Illinois Vehicle Code, and other laws, in the following
22 amount:

23 (1) \$3,500 per year before January 1, 1997.

24 (2) \$4,500 per year beginning January 1, 1997.

25 (3) \$5,500 per year beginning January 1, 1998.

26 (4) \$6,500 per year beginning January 1, 1999.

1 The total amount required for such awards shall be appropriated
2 each year by the General Assembly to the Supreme Court, which
3 shall distribute such awards in annual lump sum payments to the
4 Clerks of the Circuit Court in all counties. However, beginning
5 July 1, 2011, Clerks of the Circuit Court in counties with a
6 population under 150,000 shall receive a full stipend amount,
7 Clerks of the Circuit Court in counties with a population of
8 150,000 or more but less than 400,000 shall receive 50% of that
9 amount, and Clerks of the Circuit Court in counties with a
10 population of 400,000 or more shall receive no stipend. This
11 annual award, and any other award or stipend paid out of State
12 funds to the Clerks of the Circuit Court, shall not affect any
13 other compensation provided by law to be paid to Clerks of the
14 Circuit Court.

15 (e) Also in addition to the compensation provided by the
16 county board, Clerks of the Circuit Court in counties in which
17 one or more State correctional institutions are located shall
18 receive a minimum reimbursement in the amount of \$2,500 per
19 year for administrative assistance to perform services in
20 connection with the State correctional institution, payable
21 monthly from the State Treasury to the treasurer of the county
22 in which the additional staff is employed. Counties whose State
23 correctional institution inmate population exceeds 250 shall
24 receive reimbursement in the amount of \$2,500 per 250 inmates.
25 This subsection (e) shall not apply to staff added before
26 November 29, 1990.

1 For purposes of this subsection (e), "State correctional
2 institution" means any facility of the Department of
3 Corrections, including without limitation adult facilities,
4 juvenile facilities, pre-release centers, community correction
5 centers, and work camps.

6 (f) No county board may reduce or otherwise impair the
7 compensation payable from county funds to a Clerk of the
8 Circuit Court if the reduction or impairment is the result of
9 the Clerk of the Circuit Court receiving an award or stipend
10 payable from State funds.

11 (Source: P.A. 92-114, eff. 1-1-02.)

12 Section 20. The State Mandates Act is amended by adding
13 Section 8.35 as follows:

14 (30 ILCS 805/8.35 new)

15 Sec. 8.35. Exempt mandate. Notwithstanding Sections 6 and 8
16 of this Act, no reimbursement by the State is required for the
17 implementation of any mandate created by this amendatory Act of
18 the 97th General Assembly.

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.

1 INDEX

2 Statutes amended in order of appearance

3 35 ILCS 200/3-40

4 55 ILCS 5/3-10007 from Ch. 34, par. 3-10007

5 55 ILCS 5/4-6001 from Ch. 34, par. 4-6001

6 55 ILCS 5/4-6002 from Ch. 34, par. 4-6002

7 55 ILCS 5/4-6003 from Ch. 34, par. 4-6003

8 55 ILCS 5/4-8002 from Ch. 34, par. 4-8002

9 705 ILCS 105/27.3 from Ch. 25, par. 27.3

10 30 ILCS 805/8.35 new